

LYNDON CITY COUNCIL
SPECIAL MEETING MINUTES OF
July 5, 2017

The Lyndon City Council met in special session on Wednesday, July 5, 2017, 7:00 p.m., at City Hall.

1. CALL TO ORDER: Mayor Steve Morrison called the meeting to order.

- a) ROLL CALL: City Clerk called roll of the City Council. Mayor Morrison as well as members Bill Patterson, Darin Schmitt, and Ryan Kuhn present. Finch was absent with notification.

City Staff present: Pat Walsh, City Attorney; Julie Stutzman, City Clerk.

Others Present: Frank Burkdoll; John and Anne Gray; Russell Swanson, PWWSD#12; and Tammy Schlingmann, Herald Chronicle.

- b) APPROVAL OF MEETING AGENDA: Patterson made the motion to approve the amended special meeting agenda. Schmitt seconded, motion carried.

2. UNFINISHED BUSINESS:

- a) LAND PURCHASE CONTRACT: The City Attorney stated that before consideration and approval of the contract with Frank Burkdoll, requested Council recess for a 10-minute executive session for Attorney-Client privilege. Patterson made the motion to recess to executive session for 10 minutes for Attorney Client privilege with the City Attorney attending. Schmitt seconded, motion carried.

Council reconvened with Schmitt making the motion authorizing the Mayor to sign the contract on behalf of the City and to authorize the Mayor, City Attorney and City Clerk to attend the property closing on Tuesday, July 11, 2017 at 4:00 p.m. at Piemann Title. Kuhn seconded, motion carried.

The contract was executed with the Mayor and Mr. Burkdoll signing the contract and the City Clerk attesting.

- b) LETTER OF INTEREST FOR VACANT COUNCIL SEAT: Kathryn Shepard submitted a letter of interest to the governing body to fill vacant council position. Mayor Morrison appointed Shepard to the open council seat. Patterson made the motion to approve the Mayor's appointment of Ms. Shepard to the council seat formerly held by Doug Watson for the unfinished term that expires January 2018. Schmitt seconded, motion carried.
- c) PWWSD#12 - RUSSEL SWANSON: Russell Swanson, the City's representative for Public Wholesale Water Supply District #12 provided Council with the audit report prepared by their auditor Mr. Peroo. Mr. Swanson stated that due to increase in operating expenditures, effective October 1, 2017 the City would see an increase of .50 cents (12.5%) per thousand on the water they purchase from PWWSD#12.
- d) ISSUE AT 1308 TOPEKA - JOHN AND ANNE GRAY: Mrs. Gray stated they own the building at 1308 Topeka and voiced her concerns about drainage issues in the

alley behind the building, which is causing standing water on the northwest corner of their building in the inside and outside, washout and erosion of the driveway that leads to their building. She provided Council pictures of the area of concern and stated she believes it is a City issue because it is coming from the north down the alleyway.

Mrs. Gray stated they are in the process of selling the building to someone who plans to start a business and needs to let the buyer know there will be some kind of resolution to the issue. She stated she already has a written understanding with Three Lakes Coop in regards to the drainage from their building onto their property, which the Coop has plans to extend their retaining wall to reroute drainage to Topeka Avenue.

The Mayor stated that he and the Maintenance Supervisor met with Mr. Gray and they looked at the issue. He stated that they could put more rock in the alley; however, it will more than likely wash out with a good rain and is not considered a solution. Patterson suggested the Council be given time to go to the location, look at the issue, and speak with the Maintenance Supervisor before making any decisions.

The Mayor stated the Maintenance Supervisor discussed installing new culverts along 14th street between Washington and Topeka Avenue to help aid with drainage in that area. Mrs. Gray asked if the City would write a letter for the prospective buyer stating the City plans to install the culverts in the near future to help with the drainage issue and would like to the letter before closing on the property on July 12. It was consensus of the Council to provide a letter to Mr. and Mrs. Gray as requested.

3. EXECUTIVE SESSION: See item 2a.
4. ADJOURNMENT: Patterson made the motion to adjourn to Monday, July 17, 2017, at 7:00 p.m. for regular meeting. Kuhn seconded, motion carried.



City Clerk